



PTO/SB/30 (08-03)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
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Alexandria, VA 22313-1450

Application Number	09/503,429
Filing Date	02/14/2000
First Named Inventor	Thomas Blaszczykiewicz
Art Unit	1771
Examiner Name	Alexis A. Wachtel
Attorney Docket Number	202.000080US

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☒ Other Affidavit Under 37 CFR 1.132

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0822
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$ 860.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	C. Richard Lohrman, Esq.	Registration No. (Attorney / Agent)	46,878
Signature	<i>C. Richard Lohrman</i>	Date	Oct. 6, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	C. Richard Lohrman	Date	Oct. 6, 2003
Signature	<i>C. Richard Lohrman</i>	Date	Oct. 6, 2003

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT
DOCKET NO. 202.000080

**IN THE UNITED STATES PATENT AND TRADEMARK
OFFICE**

Applicant: Thomas Blaszczykiewicz.

Primary Examiner: Alexis A. Wachtel

Serial No.: 09/503,429


Art Unit: 1771

Filed: February 14, 2000

For: BREATHABLE NEOPRENE SUBSTITUTE

Certificate of Mailing

I certify that this Request for Continued Examination is being deposited on October 6, 2003, with the U.S. Postal Service as first class mail under 37 C.F.R. §1.8 and is addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.


C. Richard Lohrman, Esq.

REQUEST FOR CONTINUED EXAMINATION

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Honorable Sir:

This Request for Continued Examination is in reply to the Final Office Action dated November 13, 2002. Applicant timely filed a Notice of Appeal and Petition for a three month extension of time May 5, 2003. Enclosed is an affidavit submitted under 37 C.F.R. § 1.132 and a Petition and Fee for a three month extension of time.